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Message Text

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ORIGIN NEA-12

INFO OCT-01 AF-10 ARA-16 EUR-25 EA-11 IO-13 ADP-00 CIAE-00

DODE-00 PM-07 H-03 INR-10 L-03 NSAE-00 NSC-10 PA-03

RSC-01 PRS-01 SS-15 USIA-15 ACDA-19 OMB-01 /176 R

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7/27/73: X20840
APPROVED BY NEA - JOSEPH J. SISCO
IO/UNP - MR. ROTHENBERG (DRAFT)
L/NEA - MR. BROWN (DRAFT)
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P R 272136Z JUL 73
FM SECSTATE WASHDC
TO AMEMBASSY LONDON PRIORITY
AMEMBASSY PARIS
AMEMBASSY VIENNA
AMEMBASSY CANBERRA
AMEMBASSY PANAMA
AMEMBASSY LIMA
AMEMBASSY NAIROB
INFO USMISSION USUN NEW YORK
AMEMBASSY TEL AVIV
AMEMBASSY BELGRADE
AMEMBASSY MOSCOW
AMEMBASSY KUWAIT
AMEMBASSY ROME
AMEMBASSY BONN
AMEMBASSY KHARTOUM
AMEMBASSY CONAKRY
AMEMBASSY JAKARTA
USINT CAIRO
AMEMBASSY AMMAN
AMEMBASSY BEIRUT
AMCONSUL JERUSALEM
AMEMBASSY JIDDA
AMEMBASSY NEW DELHI

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E.O. 11652: GDS
TAGS: PFOR, UNSC, XF
SUBJECT: POSITION RE RESOLUTION 242

1. ACTION ADDRESSEES SHOULD AT APPROPRIATE LEVEL GOVERNMENT TO WHICH ACCREDITED DIRECT FOLLOWING QUERY: IN OUR VIEW NON-ALIGNED RES RECEIVING MAJORITY VOTE IN SC JULY 26 AT VARIANCE WITH SC RES 242. AS AMB SCALI NOTED IN HIS EXPLANATION OF VOTE, WE WERE PARTICULARLY CONCERNED WITH OP PARA TWO, WHICH READS, "STRONGLY DEPLORES ISRAEL'S CONTINUING OCCUPATION OF THE TERRITORIES OCCUPIED AS A RESULT OF THE 1967 CONFLICT CONTRARY TO THE PRINCIPLES OF THE CHARTER." THIS SPEAKS OF THE ISRAELI OCCUPATION IN ISOLATION IGNORING OTHER EQUALLY IMPORTANT BALANCING ELEMENTS IN TEXT OF RES 242. OUR OWN SUGGESTED AMENDMENT FOR THIS PARA READS "DEEPLY REGRETS THE FAILURE TO REACH AGREEMENT ON A JUST AND LASTING PEACE, INCLUDING ISRAELI WITHDRAWAL FROM TERRITORIES OCCUPIED IN THE 1967 CONFLICT AND SECURE AND RECOGNIZED BOUNDARIES". AS AMB SCALI INDICATED, NET EFFECT OF RES, IF IT HAD BEEN APPROVED, WOULD HAVE BEEN TO CONSTITUTE RES ENTIRELY DIFFERENT FROM 242. IN OUR VIEW, IF NON-ALIGNED RESOLUTION HAD BEEN PASSED CONTAINING ABOVE-CITED OPERATIVE PARA TWO, IT WOULD HAVE PROVIDED LEGAL BASIS FOR SUBSEQUENT ASSERTION THAT, SINCE SC HAD FOUND OCCUPATION OF "THE TERRITORIES OCCUPIED AS A RESULT OF THE 1967 CONFLICT CONTRARY TO THE PRINCIPLES OF THE CHARTER", AND SINCE THIS WAS NOT QUALIFIED

IN ANY WAY, COUNCIL HAD IMPLICITLY ENDORSED UNCONDITIONAL WITHDRAWAL.

2. SINCE YOUR GOVT HAS TO OUR KNOWLEDGE NEVER SUPPORTED AN INTERPRETATION OF RES 242 ALONG THESE LINES, ITS VOTE IN THIS INSTANCE RAISES QUESTION WHETHER ITS PERCEPTION OF THIS WIDELY SUPPORTED, ESSENTIAL FRAMEWORK FOR PEACE HAS CHANGED AND, IF NOT, HOW IT RECONCILES OP. PARA 2 WITH RES 242. WE WANT TO BE SURE WE UNDERSTAND YOUR POSITION, AND WOULD APPRECIATE ASSURANCES IT HAS NOT BEEN MODIFIED.
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ROGERS

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NNN

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Draft Date: 27 JUL 1973
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Disposition Approved on Date:
Disposition Authority: golinofr
Disposition Case Number: n/a
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Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Enclosure: n/a
Executive Order: GS SISCO
Errors: N/A
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Handling Restrictions: n/a
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Original Previous Classification: n/a
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TAGS: PFOR, XF, UNSC
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Type: TE
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